

Remarks

Claims 28 to 32 have been amended to correct the dependencies. Claim 32 has been amended for clarity. Support for claim 30 is found at claim 4 as filed. Support for claim 31 is found at claim 7 as filed. Support for claim 32 is found in the examples and at page 23.

Claims 29-32 stand rejected under 35 USC § 112 because they improperly depend from cancelled claim 1. Applicant has corrected the dependencies and respectfully requests that the rejection be withdrawn.

The instant application has been rejected over the count in Interference 103,819. The examiner states that the "instant application is not entitled to a scope of claims in this application which includes subject matter which has been lost in Interference 103,819. Further claims 27 and 28 are rejected under 35 USC § 102(g) over the count in interference No. 103,819. Applicant respectfully disagrees and submits that the claims as amended do not encompass the material in Count 2 of Interference 103,819. In particular the requirement that Applicant's M groups be Ti is not found within Count 2. Likewise the interference Count 2 is drawn to a polymerization system comprising the catalyst compounds and an activator. The instant claims are to the compound. Applicant respectfully requests that the rejection over the count in interference 103,819 be withdrawn.

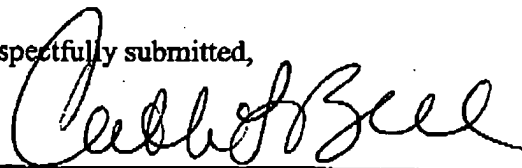
Attorney Docket No. 89B010C/4

Applicant respectfully submits the claims are in condition for allowance, and respectfully requests notice of such.

Date:

Dec 17, 2004

Respectfully submitted,



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